

NOTICE AND AGENDA

**SUNNYVALE CITY COUNCIL, REDEVELOPMENT AGENCY MEETING, FINANCING
AUTHORITY MEETING AND ONIZUKA LOCAL REDEVELOPMENT AUTHORITY MEETING
TUESDAY, JUNE 24, 2008
COUNCIL CHAMBERS, 456 W. OLIVE AVE.
SUNNYVALE, CALIFORNIA**

5 P.M. SPECIAL COUNCIL MEETING (Study Session)

City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene Study Session – **Update on managing the budget reductions in the Department of Employment Development/NOVA, and service delivery and organizational changes being planned for FY 08/09**
4. Public Comments
5. Adjourn Special Meeting

6 P.M. SPECIAL COUNCIL MEETING (Closed Session)
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City Council Closed Session

1. Call to Order in the West Conference Room (Open to the Public)
2. Roll Call
3. Convene to Closed Session – *The public may provide comments regarding the Closed Session item(s) just prior to the Council beginning the Closed Session. Closed Sessions are not open to the public.*
 - **Closed Session: Conference with real property negotiators pursuant to Government Code Section 54956.8. Property: MetroFi wireless network installations Agency negotiator: Cuong Nguyen, Information Technology Director Negotiating parties: MetroFi Network Under negotiation: Terms of lease and franchise termination**
4. Adjourn Special Meeting

7 P.M. REGULAR MEETING

SALUTE TO THE FLAG

ROLL CALL

(Per Council Policy, the City Council will not begin consideration of any agenda item after 11:30 p.m. without a vote. Any item on the agenda which must be continued due to the late hour shall be continued to a date certain and will be placed at the beginning of the public hearings/general business portion of the ensuing agenda. At approximately 9:30 p.m., Council will make an announcement indicating that items may not be heard after 11:30 p.m. Information provided herein could be subject to change from date of printing of the agenda to the date of the meeting.)

CLOSED SESSION REPORT FOR JUNE 24, 2008

Closed Session: Conference with real property negotiators pursuant to Government Code Section 54956.8. Property: MetroFi wireless network installations Agency negotiator: Cuong Nguyen, Information Technology Director Negotiating parties: MetroFi Network Under negotiation: Terms of lease and franchise termination

SPECIAL ORDER OF THE DAY – Proclamation - July is National Parks and Recreation Month

SPECIAL ORDER OF THE DAY – Department of Public Safety Special Awards

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

CONSENT CALENDAR

- 1.A. MOTION Approval of Information/Action Items – Council Directions to Staff

Fiscal Items

- 1.B. MOTION List of Claims and Bills Approved for Payment by the City Manager – Lists
RTC 08–196 No. 405 & 406

Staff Recommendation: Council reviews the attached lists of bills.

Staff Contact: Mary Bradley, (408) 730-7398

- 1.C. MOTION Approval of Budget Modification No. 56 in the Amount of \$63,740 to Cover
RTC 08–187 the Cost of Emergency Repairs to Damaged Buildings due to Fire and Storms

Staff Recommendation: Council approves Budget Modification No. 56 in the amount of \$63,740 to cover unforeseen expenditures related to the Kiln Room fire and the damage to City facilities caused by a severe winter storm.

Staff Contact: Tony Perez, (408) 730-7768

- 1.D. MOTION Notice of Intent to Apply for, Accept, and Appropriate a Grant in the
RTC 08–167 Amount of \$25,000 from the Severns Family Foundation for CPR Training in High Schools and Budget Modification No. 55

Staff Recommendation: Council authorizes staff to apply for, accept and, if the grant is awarded, appropriate the Severns Family Grant monies and approve Budget Modification No. 55.

Staff Contact: Steve Drewniany, (408) 730-7133

- 1.E. MOTION Traffic and Transportation Services Budget Overrun Due to Increased
RTC 08–201 Demand for Traffic Signal Services and Emergency Repairs and Approval of Budget Modification No. 59

Staff Recommendation: Council authorizes modification of an existing contract with Econolite Traffic Engineering & Maintenance Incorporated to:

- Increase the current contract by \$355,084 for repair services through August 1, 2008;
- Extend the current contract from August 2, 2008 through August 1, 2009, and approve a total contract of \$638,459, which includes \$182,937 for preventative maintenance and \$455,522 for repair services.

Staff Contact Jack Witthaus, (408) 730-7330

- 1.F. MOTION Acceptance and Appropriation of Traffic Safe Communities Network of
RTC 08–198 Santa Clara County Funds and Budget Modification No. 62

Staff Recommendation: Council accepts and appropriates the TSCN monies for the Be Aware of Your Speed Campaign and approves Budget Modification No. 62.

Staff Contact: Heather Tannehill, (408) 730-7157

Contracts

- 1.G. MOTION Award of Contract for Liquid Chlorine and Liquid Sulfur Dioxide (F0703-78)
RTC 08–195

Staff Recommendation: Council awards a purchase order, in substantially the same form as the attached draft and in the amount of \$419.90 per ton for Liquid Chlorine and \$415.90 per ton for Liquid Sulfur Dioxide for one year from the date of award to Olin Corporation, for an annual estimated cost of \$167,360.

Staff Contact: Mary Bradley, (408) 730-7398

- 1.H. MOTION Award of Contract for the Maintenance of the City's Radio Communication
RTC 08–192 Systems (F0706-100)

Staff Recommendation: Council awards a one-year contract, in substantially the same form as the attached draft and in an amount not to exceed \$180,927, to Motorola Incorporated for the maintenance of the City's radio communications systems.

Staff Contact: Mary Bradley, (408) 730-7398

- 1.I. MOTION Award of Bid No. F0704-89 for Traffic Signal Reconstruction at Mary and
RTC 08–191 Fremont Avenues

Staff Recommendation:

- Council awards a contract, in substantially the same form as the attached draft and in the amount of \$419,142 to Tennyson Electric Incorporated for the traffic signal reconstruction at Mary and Fremont Avenues; and
- Council approves a project contingency in the amount of \$62,871.

Staff Contact: Mary Bradley, (408) 730-7398

- 1.J. MOTION Award of Request for Proposals No. F0703-77 for Polymer Flocculant for
RTC 08–200 the Water Pollution Control Plant

Staff Recommendation: Council awards a three-year contract, in substantially the same form as the attached draft, and in an amount not to exceed \$1,000,000, to Polydyne Incorporated of Riceboro, Georgia, to provide polymer flocculant and related technical support to the Water Pollution Control Plant.

Staff Contact: Mary Bradley, (408) 730-7398

Other Items

- 1.K. MOTION FY 2007/2008 Department of Employment Development Expenditure and
RTC 08–197 Revenue Update and Approval of Budget Modification No. 60

Staff Recommendation: Council approves Budget Modification No. 60.

Staff Contact: Mike Curran, (408) 730-7248

- 1.L. ORDINANCE Adoption of Ordinance No. 2872-08 amending The Zoning Plan, Zoning Districts Map, to Rezone Certain Property Located at 408 Flora Vista Avenue, 421 South Bayview Avenue and 420 Flora Vista Avenue from R-0 (Low Density Residential) and R-2 (Low Medium Density Residential) to R-1.5/PD (Low Medium Density Residential/Planned Development) and R-2/PD (Low Medium Density Residential/Planned Development) Zoning District

Staff Recommendation: Council approves the second reading of Ordinance No. 2872-08.
Staff Contact: David Kahn, (408) 730-7464

**STAFF RESPONSES TO
PRIOR PUBLIC COMMENTS**

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Council meetings. Staff will not necessarily respond to all public comments

PUBLIC COMMENTS

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the City Clerk. Individuals are limited to one appearance during this section.*

PUBLIC HEARINGS/GENERAL BUSINESS

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the city clerk. You will be recognized at the time the item is being considered by Council. **Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 10 minutes for closing comments.***

2. MOTION Study Issues Process (Study Issue)
RTC 08–180

Staff Recommendation:

- Council requires that a proposed study issue receive a majority support of Council in order for staff to prepare a study issue paper, and for the issue to be considered at the Council Study Issues Workshop;
- Council establishes a deadline for new Council-proposed study issues: three weeks in advance of the public hearing;
- Council allows an issue to be deferred only two years; and
- Council removes "sub-element revisions" from consideration during the study issues ranking process.

Staff Contact Yvette Agredano, (408) 730-7536

3. MOTION 2008-0481 - Adoption of Work Plan for Update of Land Use and
RTC 08–193 Transportation Element – (Study Issue)

Staff Recommendation: Council adopts the Work Plan for update of the Land Use and Transportation Element as submitted.

Staff Contact Gerri Caruso, (408) 730-7591

4. ORDINANCE MOTION RTC 08-179 Ordinance Adding Chapter 5.48 (State Video Franchises) to Title 5 (Business Licenses and Regulations) of the Sunnyvale Municipal Code Relating to Regulations for the Provision of Video Service by State Franchise Holders

Staff Recommendation: Council adopts the proposed Ordinance adding Chapter 5.48 to Title 5 the Sunnyvale Municipal Code to provide local authority for PEG programming, franchise fees and audits under the Digital Infrastructure and Video Competition Act of 2006.

Staff Contact: Cuong Nguyen, (408) 730-7538

NON-AGENDA ITEMS & COMMENTS

- Council
- Staff

INFORMATION ONLY REPORTS/ITEMS

- Tentative Council Meeting Agenda Calendar
- Draft Minutes of the Personnel Board of May 19, 2008
- Draft Minutes of the Heritage Preservation Commission Meeting of June 4, 2008
- Study Session Summary of June 10, 2008 on the Update of the Water Resources Sub-Element
- RTC 08-199 Opportunity for Council to appeal decisions of the Planning Commission of June 9, 2008 and the Administrative Hearing of June 11, 2008

ADJOURNMENT TO THE REDEVELOPMENT AGENCY

REDEVELOPMENT AGENCY

ROLL CALL

PUBLIC ANNOUNCEMENTS

Each speaker is limited to three minutes for announcements of community events, programs, or recognition.

CONSENT CALENDAR

- RDA 1.A. MOTION Approval of Draft Minutes of Regular Meeting of June 10, 2008
- RDA 1.B. RESOLUTION A Resolution Making Findings Related to the Deposit of Funds in the Low and Moderate Income Housing Fund and Adopting a Low and Moderate Income Housing Fund Deficit Reduction Plan for the Central Core Redevelopment Project Area
- MOTION RDA 08-002

Staff Recommendation: Agency adopts, by Resolution, the findings and the accompanying Deficit Reduction Plan for the Central Core Redevelopment Project Area.

Staff Contact: Brice McQueen, (408) 730-7284

STAFF RESPONSES TO PRIOR PUBLIC COMMENTS

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Agency meetings. Staff will not necessarily respond to all public comments.

PUBLIC COMMENTS

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Agency Chair) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Agency members. If you wish to address the Agency, please complete a speaker card and give it to the Agency Clerk. Individuals are limited to one appearance during this section.*

PUBLIC HEARINGS/GENERAL BUSINESS

*If you wish to speak to a public hearings/general business item, please fill out a speaker card and give it to the agency clerk. You will be recognized at the time the item is being considered by the Agency. **Each speaker is limited to a maximum of three minutes. For land-use items, applicants are limited to a maximum of 10 minutes for opening comments and 10 minutes for closing comments.***

2. MOTION RDA 08-003 Public Hearing to Approve the Midterm Review on the Progress of the Five-Year Implementation Plan for FY 2004/05 to FY 2008/09 for the Central Core Redevelopment Project Area as Required by Section 33490 (c) of the California Redevelopment Law

Staff Recommendation: Agency approves the midterm review of the Five-Year Implementation Plan for the Central Core Redevelopment Project Area.

Staff Contact Brice McQueen, (408) 730-7284

ADJOURNMENT TO THE FINANCING AUTHORITY

FINANCING AUTHORITY

ROLL CALL

CONSENT CALENDAR

- FA 1.A. MOTION Approval of Draft Minutes of Regular Meeting of October 30, 2007

STAFF RESPONSES TO PRIOR PUBLIC COMMENTS

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Finance Authority meetings. Staff will not necessarily respond to all public comments.

PUBLIC COMMENTS

This category is limited to 15 minutes, with a maximum of three minutes per speaker. If you wish to address the Financing Authority, please complete a speaker's card and give it to the Authority Clerk. If your subject is not on the agenda, you will be recognized at this time; but the Brown Act (Open Meeting Law) does not allow action by the Financing Authority. If you wish to speak to a subject listed on the agenda, you will be recognized at the time the item is being considered by the Financing Authority.

2. MOTION Annual Meeting of Sunnyvale Financing Authority for FY 2007/2008
FA 08-001

Staff Recommendation: Financing Authority holds its annual meeting for FY 2007/2008 as required by its By-Laws.

Staff Contact: Mary Bradley, (408) 730-7398

ADJOURNMENT TO THE ONIZUKA LOCAL REDEVELOPMENT AUTHORITY

ONIZUKA LOCAL REDEVELOPMENT AUTHORITY

ROLL CALL

CONSENT CALENDAR

- LRA 1.A. MOTION Approval of Draft Minutes of Regular Meeting of February 12, 2008

STAFF RESPONSES TO PRIOR PUBLIC COMMENTS

Staff may provide further information or clarification for the community's benefit in response to public comments made at previous Authority meetings. Staff will not necessarily respond to all public comments.

PUBLIC COMMENTS

*This category is limited to 15 minutes (may be extended or continued after the public hearings/general business section of the agenda at the discretion of the Authority Chair) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Authority members. If you wish to address the Authority, please complete a speaker card and give it to the Authority clerk. Individuals are limited to one appearance during this section.*

2. MOTION Proposed Terms of Agreement with Homeless Services Providers that
LRA 08-002 have Submitted Notices of Interest in Surplus Property at Onizuka Air
Force Station

Staff Recommendation: Agency approves the proposed Term Sheet and authorizes the LRA's legal counsel to prepare the HUD-required legally binding agreement.

Staff Contact Robert Switzer, (408) 730-7512

ADJOURNMENT TO STUDY SESSION

SPECIAL COUNCIL MEETING (Study Session)

City Council Study Session

1. Call to Order in the West Conference Room (Open to the Public)
 2. Roll Call
 3. Convene Study Session – **Update on Paramedic Services**
 4. Public Comments
 5. Adjourn Special Meeting
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Notice to the Public:

The agenda reports to council (RTC's) may be viewed on the City's Web site at <http://sunnyvale.ca.gov> after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Ave. as of Fridays prior to Tuesday City Council meetings. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (29 CFR 35.104 ADA Title II).

GUIDELINES FOR ADDRESSING THE CITY COUNCIL

Public Announcement – Beginning of Council Meeting

- Three minutes or less per speaker.
- Speakers are requested to give their name (address is optional).
- Recognition of a special achievement.
- Announcement of public event with definite time and date.
- Public events that are of community-wide interest that occur on an annual basis. (only announce one time).

Public Hearing – Order of Hearing as Follows:

- Opening remarks by the applicant (if applicable) are limited to 10 minutes.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Anyone interested in addressing the Council (may only speak one time).
- Closing remarks by the applicant (if applicable) are limited to 10 minutes.
- Time limit of three minutes per person (may be extended at discretion of mayor). Please make comments brief and be prepared to provide new input.

Public Comments

- Any item relevant to the City of Sunnyvale.
- Speakers are requested to give their name (address is optional).
- Speakers are to turn in a speaker card to the city clerk.
- Items not on the agenda.
- Items that do not fall within the scope of the public announcement section.
- This category is limited to 15 minutes (may be extended or continued after the public hearing/general business section of the agenda at the discretion of the mayor) with a **maximum of three minutes per speaker**. If your subject is **not** on this evening's agenda, you will be recognized at this time; however, the Brown Act (Open Meeting Law) does not allow action by Councilmembers. If you wish to address the Council, please complete a speaker card and give it to the city clerk. Individuals are limited to one appearance during this section.

Planning a presentation for a City Council/Planning Commission meeting?

To assist you in utilizing the technology available in the Council Chambers, the publication "*How to Make Your Council Chambers Presentation More Effective*" may be helpful. Copies are available on the tables located at the back of the Council Chambers prior to scheduled City Council and Planning Commission meetings. You may also pick up a copy at the Office of the City Clerk or visit the City's Web site at <http://sunnyvale.ca.gov>.

Planning to present materials to Council?

If you wish to provide the City Council with copies of your presentation materials, **please provide 12 copies of the materials to the city clerk** (located to the left of the Council dais). The city clerk will distribute your items to the Council.

SCHEDULED COUNCIL MEETINGS

DATE	MEETING	TIME	PLACE
June 24, 2008	Council Meeting	7 p.m.	Council Chambers
July 15, 2008	Council Meeting	7 p.m.	Council Chambers
July 22, 2008	Council Meeting	7 p.m.	Council Chambers
August 12, 2008	Council Meeting	7 p.m.	Council Chambers
August 19, 2008	Council Meeting	7 p.m.	Council Chambers
September 9, 2008	Council Meeting	7 p.m.	Council Chambers
September 16, 2008	Council Meeting	7 p.m.	Council Chambers

OTHER SCHEDULED MEETINGS

June 25, 2008	Administrative Hearing	2 p.m.	West Conf. Room
June 25, 2008	Housing & Human Services Commission	7 p.m.	West Conf. Room
July 2, 2008	Heritage Preservation Commission	7 p.m.	West Conf. Room
July 7, 2008	Board of Library Trustees	7 p.m.	Council Chambers
July 9, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
July 14, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
July 14, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
July 16, 2008	Administrative Hearing	2 p.m.	West Conf. Room
July 16, 2008	Arts Commission	7 p.m.	Council Chambers
July 17, 2008	Bicycle and Pedestrian Advisory Commission	6:30 p.m.	West Conf. Room
July 21, 2008	Personnel Board	5 p.m.	Council Chambers
July 23, 2008	Housing & Human Services Commission	7 p.m.	West Conf. Room
July 28, 2008	Planning Commission Study Session	7 p.m.	West Conf. Room
July 28, 2008	Planning Commission Public Hearing	8 p.m.	Council Chambers
July 30, 2008	Administrative Hearing	2 p.m.	West Conf. Room
August 13, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
August 20, 2008	Arts Commission	7 p.m.	Council Chambers
September 10, 2008	Parks and Recreation Commission	7 p.m.	Council Chambers
September 17, 2008	Arts Commission	7 p.m.	Council Chambers

CHANNEL 15 – KSUN

June 24, 2008	City Council Meeting – Live	7 p.m.
June 25, 2008	City Council Meeting – Replay of June 24, 2008	7 p.m.
June 29, 2008	City Council Meeting – Replay of June 24, 2008	4 p.m.
July 15, 2008	City Council Meeting – Live	7 p.m.
July 16, 2008	City Council Meeting – Replay of July 15, 2008	7 p.m.
July 20, 2008	City Council Meeting – Replay of July 15, 2008	4 p.m.
July 22, 2008	City Council Meeting – Live	7 p.m.
July 23, 2008	City Council Meeting – Replay of July 22, 2008	7 p.m.
July 27, 2008	City Council Meeting – Replay of July 22, 2008	4 p.m.
August 12, 2008	City Council Meeting – Live	7 p.m.
August 13, 2008	City Council Meeting – Replay of August 12, 2008	7 p.m.
August 17, 2008	City Council Meeting – Replay of August 12, 2008	4 p.m.
August 19, 2008	City Council Meeting – Live	7 p.m.
August 20, 2008	City Council Meeting – Replay of August 19, 2008	7 p.m.
August 24, 2008	City Council Meeting – Replay of August 19, 2008	4 p.m.
September 9, 2008	City Council Meeting – Live	7 p.m.
September 10, 2008	City Council Meeting – Replay of September 9, 2008	7 p.m.
September 14, 2008	City Council Meeting – Replay of September 9, 2008	4 p.m.
September 16, 2008	City Council Meeting – Live	7 p.m.
September 17, 2008	City Council Meeting – Replay of September 16, 2008	7 p.m.
September 21, 2008	City Council Meeting – Replay of September 16, 2008	4 p.m.